UNITED STATES OF AMERICA BEFORE THE NATIONAL LABOR RELATIONS BOARD

METROPOLITAN FOOD INC. D/B/A DRISCOLL FOODS

Employer

22-RD-120579

and

JUAN MOJICA

Petitioner

DECISION AND CERTIFICATION OF RESULTS OF ELECTION

The National Labor Relations Board has considered an objection and determinative challenged ballots in an election held February 27 and 28, 2014, and the Regional Director's report recommending disposition of them. The election was conducted pursuant to a Stipulated Election Agreement. The tally of ballots shows 80 ballots cast for the Union, and 89 ballots cast against the Union, with 0 void ballots and 12 challenged ballots, a sufficient number to affect the results.

No exceptions have been filed to the Regional Director's report within the time provided.

Accordingly, the Board adopts the Regional Director's findings and recommendations, and finds that a certification of results of election should be issued.¹

¹The Regional Director recommended that the Board sustain the challenges to the ballots of Jose Guerrero, Miroslaw Kulikowski, Christian Noritoa, Pablo Sierra and Gabriel Soriano. He further recommended that the Intervenor's objection be overruled in its entirety. Accordingly, the Revised Tally of Ballots shows:

Approximate number of eligible voters	207
Number of Void ballots	0
Votes cast for Local 464-A, United Food & Commercial	
Workers Union(Intervenor)	80
Votes cast against participating Labor organization	89
Valid votes counted	169
Challenged ballots	7
Valid votes counted plus challenged ballots	176

CERTIFICATION OF RESULTS OF ELECTION

IT IS CERTIFIED that a majority of the valid ballots have not been cast for Local 464-A, United Food & Commercial Workers Union, and that it is not the exclusive collective-bargaining representative of these bargaining unit employees.

Dated, Washington, D.C., April 25,2014	
By direction of the Board:	
	Farah Z. Qureshi

Associate Executive Secretary